

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-85 are currently pending. Claims 1, 7, 13, 19, 27, 34, 40, 46, 54, 61, 63, 65, 67, 71, 74, 76, 78, 82, and 85, which are independent, are amended. Support for the amendment is provided throughout the Specification, specifically at column 4, line 55 – column 5, line 10 and Figure 1.

No new matter has been introduced. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 1-85 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Publication WO92/16944 to Platte et al. (hereinafter, merely “Platte”) and in view of U.S. Patent No. 5,182,680 to Yamashita et al. (hereinafter, merely “Yamashita”).

III. RESPONSE TO REJECTIONS

Claim 1 recites, *inter alia*:

“wherein the predetermined bits as the copyright information data and the copy generation data are included in each frame of the video signal.” (emphasis added)

As understood by Applicants, Platte relates to a recording and copying system.

The invention uses additional signals, subcodes, to identify the original source of the tape and control copy restrictions.

As understood by Applicants, Yamashita relates to a recording control system for preventing undesirable copy of information reproduced from a video tape onto another tape.

Applicants respectfully submit that Platte and Yamashita, taken alone or in combination, fail to teach or suggest wherein the predetermined bits as the copyright information data and the copy generation data are included in each frame of the video signal, as recited in claim 1.

Claim 1 recites that each frame of the video signal includes the copyright information and the copy generation data. On the contrast, all the image and audio signals have only one subcode that is associated with a single tape.

Therefore, Applicants respectfully submit that claim 1 is patentable.

For reasons similar to those described above with regard to independent claim 1, amended independent claims 7, 13, 19, 27, 34, 40, 46, 54, 61, 63, 67, 65, 71, 74, 76, 78, 82, and 85 are also patentable.

IV. DEPENDENT CLAIMS

The other claims are dependent from one of the independent claims, discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

Similarly, because Applicants maintain that all claims are allowable for at least the reasons presented hereinabove, in the interests of brevity, this response does not comment on each and every comment made by the Examiner in the Office Action. This should not be taken as acquiescence of the substance of those comments, and Applicants reserve the right to address such comments.

CONCLUSION

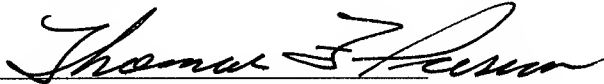
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference or references, it is respectfully requested that the Examiner specifically indicate those portion or portions of the reference or references, providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By 
Thomas F. Presson
Reg. No. 41,442
(212) 588-0800